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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.905 OF 2005
IN
SUIT NO.888 OF 2005

Satish P. Motiani)).. Plaintiff

Versus

Sunil Rajpal)).. Defendant

Mr.A.Y. Bookwala, Senior Counsel, i/b.M/s.Ranjit & Co. for the Plaintiff.

None present for the Defendant.

CORAM : SMT. NISHITA MHATRE, J.
DATED : 16TH JUNE 2006

P.C.:

. Nobody appears for the Defendant though served.

2. The Defendant in paragraph 32 of the affidavit in reply to the Motion has denied that he is attempting to alienate the suit property with a view to defeat or delay the decree that may be passed in favour of the Plaintiff.

3. At the stage of ad-interim relief, this Court had noted that the Defendant is in possession of the flat in question and he does not intend to sell or dispose off the same and had directed the parties to maintain status quo.

4. Notice of Motion made absolute in terms of prayer clause (b).